

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

_____ WILLIAM STANFORD, JR., et. al.,	:	CIVIL ACTION
	:	
Plaintiff,	:	
	:	No. 07-cv-04225
v.	:	
	:	Hon. William H. Yohn, Jr.
FOAMEX L.P., et. al.,	:	
	:	<i>Filed Electronically</i>
Defendants.	:	
_____	:	

INDIVIDUAL DEFENDANTS' MOTION FOR
PARTIAL SUMMARY JUDGMENT

NOW COMES Defendants, K. Douglas Ralph, Gregory J. Christian, George L. Karpinski and Stephen Drap, by and through its attorneys, Buchanan Ingersoll & Rooney PC, move pursuant to Federal Rule of Civil Procedure 56, for partial summary judgment on their counterclaim seeking reformation of Amendment No. 4 to the Foamex L.P. Savings Plan to remove the scrivener's error so as to reflect the true intent of the parties. For the reasons contained in the supporting documents filed contemporaneously with this Motion, the Individual Defendants' Motion for Partial Summary Judgment should be granted and Plaintiff's Motion for Partial Summary Judgment should be denied.

Dated: February 23, 2010

Respectfully submitted,

/s/ John A. Goodman (jag80785)

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George L. Karpinski

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of February, 2010, I caused a true and correct copy of the foregoing Motion to be filed electronically with the Court and is available for viewing and downloading from the ECF system. All parties were served by the Court's electronic filing system.

/s/ John A. Goodman (jag80785)